

**REMARKS**

Claims 1-14, 16 and 18 are pending in the application. Claims 1-14, 16 and 18 stand rejected.

Applicant has amended claims 1, 16 and 18 to clarify the claimed invention. Independent claims 1, 16, and 18 (as amended) include a new wording that reads: "service profile variably specifying services that the user terminal requires depending on control conditions" (emphasis added). The amendment is supported by the original specification. No new matter is entered.

Applicant's claimed invention provides the features in that when user terminal is in a particular condition the service profile specifies what services the user terminal requires.

In addition in claim 16 the network nodes are clarified to recite home and foreign agent.

Claims 1-14 and 16 stand rejected under 35 U.S.C. § 103(a) as unpatentable over Alperovich et al. (Alperovich) in view of Pentikainen. Claims 16 and 18 stand rejected under 35 U.S.C. § 102(e) as anticipated by Alperovich.

In the Office Action it is argued that Pentikainen, column 7, lines 62 – column 8, line 3, describes teaching that a service profile will be retrieved and distributed to both a home and foreign system.

In reviewing Pentikainen, for example col. 2, lines 14-25, in the context of a group call Pentikainen defines a group profile as data that inform the subscribers of a group, or some subscribers of the group, of available or activated services.

According to Pentikainen, the group profile may also contain definition of importance, i.e. priority, of the group or its subset, or information which subscribers belong to the group.

In contrast to Pentikainen claims 1, 16, and 18 are clarified and recite: "service profile variably specifying services that the user terminal requires depending on control conditions" (emphasis added).

As pointed out above the service profile specifies what services the user terminal requires when it is in a particular condition, as opposed to the service profile of Pentikainen, which informs subscribers (i.e., user terminals) of what services are available to them.

For at least the foregoing reasons it is respectfully submitted that the combination of references fails to teach or suggest all the claimed features of claims 1, 16, and 18. The dependent claims include at least the above distinguishing features and additional distinguishing features. Since the combination of Alperovich and Pentikainen is distinguishable from the claimed invention, it is respectfully requested the rejection be withdrawn..

In addition independent claim 16 is directed to a home server having a service profile setting means and a service profile updating means. The service profile setting means sets retrieved service profile to "a home agent and a foreign agent that tunnel and detunnel packets for delivery to the user terminal." The "service profile variably specifying services that the user terminal requires depending on control conditions."

Service profiles are sent to a home agent and a foreign agent for initial setting and updating by the service profile setting means and service profile updating means.

It is respectfully submitted that the features of the service profile setting means and service profile updating means are neither disclosed nor suggested by Alperovich.

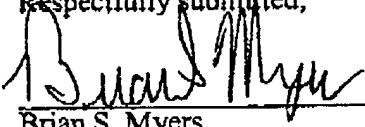
Independent claim 18 is directed to a home agent having service profile updating means for updating a service profile where the service profile variably specifying services that the user

terminal requires depending on control conditions. It is respectfully submitted that Alperovich fails to show or suggest the service profile updating means recited in claim 18.

Therefore, it is respectfully submitted that claims 16 and 18 are patentably distinguishable over Alperovich and these claims should be allowed.

In view of the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,  
  
\_\_\_\_\_  
Brian S. Myers  
Reg. No. 46,947

CUSTOMER NUMBER 026304  
Telephone: (212) 940-8800  
Fax: (212) 940-8986 or 8987  
Docket No.: FUJR 18.213 (100794-11588)  
BSM:fd